IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL (LDG.) NO. 144 OF 2004
WITH
NOTICE OF MOTION NO. 403 OF 2004

The Commissioner of Income Tax, Mumbai. ... Appellant.

V/s.

M/s.Hindalco Industreis Ltd. ... Respondent.

Ashok Kotangale for the appellant.

CORAM : DR.S.RADHAKRISHNAN and V.C.DAGA, JJ.

DATED : 11th June 2007.

P.C. :

. On the application of the learned counsel for the appellant, appeal is allowed to be withdrawn and dismissed as such.

. In view of dismissal of appeal, nothing survives in the notice of motion. As such notice of motion is also dismissed as infructuous.

. Refund of court fee as per rules.

(V.C.DAGA, J.) **(DR.S.RADHAKRISHNAN, J.)**